

REMARKS

Claims 1-5, 13-22, and 31-34 are presently pending in the case. Claim 1 has been amended. The amendments are supported by the specification and claims as originally filed.

Reconsideration of the present case in view of the above amendments and the remarks herein is requested.

Drawing Objections

The Drawings were objected to because reference numerals 54 and 60 were not shown in the drawings and because references A, B, Z, and d were not mentioned in the specification. Attached please find a proposed drawing correction showing the reference numerals 54 and 60 added to Figure 8B. "A" and "B" are discussed in the "BRIEF DESCRIPTION OF THE DRAWINGS" brief drawing section for Figures 8A and 8B respectively. Applicant can not locate "Z" in the drawings. "d" has been removed in the proposed drawings. This drawing correction was provided in Applicant's previous response, but a copy of the red-ink version could not be included because the response was submitted by facsimile. The Examiner is requested to consider the proposed changes which have been set forth above.

Claim rejections under 35 USC 102

The Examiner rejected claims 1-4 under 35 USC 102(b) as being anticipated by U.S. Patent 3,967,761 to Melton, Jr. (hereinafter Melton, Jr.). The rejection is traversed.

Melton, Jr. does not anticipate claim 1, for example. To sustain a section 102 rejection, the reference relied upon, must disclose each and every element of the claimed invention. Non-disclosure of a single element of the claim negates anticipation. Claim 1 is to a receptacle comprising, inter alia, a receptacle body that defines an enclosed cavity containing powder medicament. Melton, Jr. does not disclose a receptacle containing powder medicament. Therefore, Melton, Jr. does not anticipate claim 1 and does not anticipate claims 2-4 which depend from claim 1. Thus, the Examiner is respectfully requested to reconsider the language of claim 1-4 and withdraw the rejection thereunder.

Allowable Subject Matter

Claims 5, 13-22, and 31-34 have not been rejected and are presumed to include allowable subject matter.

Conclusion

The claims are allowable for the reasons given above. Thus, the Examiner is respectfully requested to reconsider the present rejections and allow the presently pending claims. Should the Examiner have any questions, the Examiner is requested to call the undersigned at the number given below.

Respectfully submitted,

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Dated: _____

By: _____

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